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6 Attorneys for Plaintiff
United States of America

IN THE UNITED STATES DISTRICT COURT
EASTERN DISTRICT OF CALIFORNIA

11 | UNITED STATES OF AMERICA,

12 Plaintiff,

13 || v.

14 CESAR LOSOYA-CASTREJON,
15 ARTURO FARIAS-ZEPEDA,
16 JUAN CESAR VALENCIA-ZEPEDA,
17 ROBERTO SORIA-CUEVAS,
RICARDO RIVAS ARREDONDO,
JOSE ADAN CHAIDEZ OJEDA, and
JULIO CESAR VARGAS-BIRRUETA,

Defendant.

CASE NO. 1:22-CR-00297-JLT-BAM

**STIPULATION REGARDING EXCLUDABLE
TIME PERIODS UNDER SPEEDY TRIAL ACT;
ORDER**

DATE: 9/13/2023

TIME: 1:00 p.m.

COURT: Hon. Barbara A. McAuliffe

STIPULATION

Plaintiff United States of America, by and through its counsel of record, and defendant, by and through defendant's counsel of record, hereby stipulate as follows:

1. By previous order, this matter was set for status conference on 9/13/2023.

2. By this stipulation, defendant now moves to continue the status conference until

25 12/13/2023, and to exclude time between 9/13/2023, and 12/13/2023, under 18 U.S.C. § 3161(h)(7)(A),
26 B(iv) [Local Code T4].

3. The parties agree and stipulate, and request that the Court find the following:

a) The government has represented that the discovery associated with this case

1 includes thousands of pages of investigative reports, video, audio recordings, cell phone
2 extractions, and other voluminous materials. Supplemental discovery has been either produced
3 directly to counsel or made available for inspection and copying. The government is in the
4 process of extending formal plea offers.

5 b) Counsel for defendants desire additional time to consult with their clients, review
6 the voluminous discovery, conduct independent investigation, and pursue a potential pretrial
7 resolution of the case.

8 c) Counsel for defendants believe that failure to grant the above-requested
9 continuance would deny him/her the reasonable time necessary for effective preparation, taking
10 into account the exercise of due diligence.

11 d) The government does not object to the continuance.

12 e) Based on the above-stated findings, the ends of justice served by continuing the
13 case as requested outweigh the interest of the public and the defendant in a trial within the
14 original date prescribed by the Speedy Trial Act.

15 f) For the purpose of computing time under the Speedy Trial Act, 18 U.S.C. § 3161,
16 et seq., within which trial must commence, the time period of 9/13/2023 to 12/13/2023,
17 inclusive, is deemed excludable pursuant to 18 U.S.C. § 3161(h)(7)(A), B(iv) [Local Code T4]
18 because it results from a continuance granted by the Court at defendant's request on the basis of
19 the Court's finding that the ends of justice served by taking such action outweigh the best interest
20 of the public and the defendant in a speedy trial.

21 4. Nothing in this stipulation and order shall preclude a finding that other provisions of the
22 Speedy Trial Act dictate that additional time periods are excludable from the period within which a trial
23 must commence.

24 IT IS SO STIPULATED.

25 Date: August 28, 2023

PHILLIP A. TALBERT
United States Attorney

26 /s/ Antonio J. Pataca
27 ANTONIO J. PATACA
28 Assistant United States Attorney

1 Date: August 28, 2023

/s/ Victor M. Perez

2 VICTOR M. PEREZ
Counsel for Defendant
3 CESAR LOSOYA-CASTREJON

4 Date: August 28, 2023

/s/ David Torres

5 DAVID TORRES
Counsel for Defendant
6 ARTURO FARIAS-ZEPEDA

7 Date: August 28, 2023

/s/ Serita Rios

8 SERITA RIOS
Counsel for Defendant
9 JUAN CESAR VALENCIA-ZEPEDA

10 Date: August 28, 2023

/s/ Victor Chavez

11 VICTOR CHAVEZ
Counsel for Defendant
12 ROBERTO SORIA-CUEVAS

13 Date: August 28, 2023

/s/ Mark King

14 MARK KING
Counsel for Defendant
15 RICARDO RIVAS-ARREDONDO

16 Date: August 28, 2023

/s/ Patrick Aguirre

17 PATRICK AGUIRRE
Counsel for Defendant
18 JOSE ADAN CHAIDEZ-OJEDA

19 Date: August 28, 2023

/s/ George Rosenstock

20 GEORGE ROSENSTOCK
Counsel for Defendant
21 JULIO CESAR VARGAS-BIRRUETA

ORDER

IT IS SO ORDERED that the status conference is continued from September 13, 2023, to **December 13, 2023, at 1:00 p.m. before Magistrate Judge Barbara A. McAuliffe**. Time is excluded pursuant to 18 U.S.C. § 3161(h)(7)(A), B(iv).

IT IS SO ORDERED.

Dated: August 31, 2023

/s/ Barbara A. McAuliffe

UNITED STATES MAGISTRATE JUDGE